IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 8TH AUGUST 2007 / 17TH SRAVANA 1929

WP(C).No. 33820 of 2004(A)

OS.11/1981 of I ADDL.DISTRICT COURT, ERNAKULAM
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PETITIONER:

K.P.ABRAHAM, KUNNATHU PUTHENPURAYIL,
VADAKARA, OLIAPURAM P.O-686679.

BY ADV. SRI.V.R.VENKATAKRISHNAN (SR.)
SRI.SUSAL A.CHINNAN

RESPONDENTS:
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1. **KURIACHAN, THATTAMPARAYIL,**
   OLIAPURAM, THIRUMARADI VILLAGE.

2. **MATHAI, THOLAMKIL, OLIAPURAM-**
   686 679.

3. **FR.K.J.THOMAS,**
   CHERUKUNNEL, PALAKKUZHA KARA, KARIMPANA P.O.

4. **E.S.PAILY, EDAPUTHUSSERIL,**
   KOOTHATTUKULAM KARA.

5. **FR.V.J.PAULOSE, S/O.JOSEPH,**
   VENGACHUVATTIL, VADAKARA, OLIAPURAM P.O.

6. **VARGHESE, S/O.MATHAI,**
   MALAYIL, PUTHENPURA, VADAKARA,
   PAITTAKULAM, OLIAPURAM P.O.

7. **PHILIP GEORGE, PAIMATTATHIL,**
   VADAKARA, PAITTAKULAM, OLIAPURAM P.O.

8. **PATHROSE, CHENNATTIL, VADAKARA,**
   PAITTAKULAM, OLIAPURAM P.O.

9. **MATHAI, NIRAPPATHAZHATHU,**
   PAITTAKULAM, OLIAPURAM P.O.

10. K.C.PAILY, KOORANDIPALLIL,
VADAKARA, OLIAPURAM P.O.

11. C.K.VARGHESE, KALINAKUZHI,
(THAZHATHEPADATHU) VADAKARA, OLIAPURAM.

12. SACARIA, KANDANKULANGARA,
VADAKARA, OLIAPURAM P.O.

13. SACARIA, KUNNATHUKUZHIYIL,
PALAKKUZHA, KRIMPANA P.O.

14. MATHAI, KOCHUVIRIPIL,
KIZHACOMBU P.O.

15. T.S.GEORGE, THEKEDATHU,
KIZHACOMBU P.O.

16. ITHACK, MECHERIL, THEKEDATHU,
KIZHACOMBU P.O.

17. JOHN, VILAYIKKATTU PUTHENPURA,
KIZHACOMBU P.O.

18. AVIRACHAN, NEDUVELIL PUTHENPURA,
KIZHACOMBU P.O.

19. T.K.YOHANNAN, THURUTHICATTIL,
KIZHACOMBU P.O.

20. U.K.YOPHANNAN, UPPAZHAKATTU, NANGALATHUTHAZHAM,
21. SUNNY ABRAHAM, PADINJAREYIL, KOOTHATTUKULAM
P.O.

22. ABRAHAM THOMAS, KOOTHATTUKULAM
PUTHENPEEDIKAYIL, KOOTHATTUKULAM P.O. 686662.

23. K.C.KURIAKOSE, KALATHINAL, KOOTHATTUKULAM P.O.

24. MATHAI, THAZHATHE NIRAPU MYALIL,
KOOTHATTUKULAMP.O.

25. T.A.GEORGE THATTAMPARA HOUSE, OLIAPURAM

26. GEORGE VARGHESE, VANNILAM, KOOTHATTUKULAM P.O.

27. DR.MATHEWS MAR SAVARIOS , METROPOLITAN OF
KANDANADU DIOCESE, PACHOMIOSE MOUNT, MEENMPARA.

28. MORAN MAR BASELIOS MARTHOMA II,
MALANKARA METROPOLITAN CUM CATHOLICOS OF
THE EAST DEVALOKAM, KOTTAYAM.

29. ANNAMMA, W/O. JACOB MALIKAYIL, OLIAPURAM.

30. DR.JEEVAMMA JACOB, D/O. JACOB MALIKAYIL, PROFESSOR, ELECTRICAL ENGINEERING, REGIONAL ENGINEERING COLLEGE, KOZHIKODE.

31 BEENAMMA JACOB, D/O. JACOB MALIKAYIL, KOORUVELIL HOUSE, PALAKUZHA.

32. SOOSAMMA, W/O. PUNNATHARATHU THOMAS, SKARIA, KIZHACOMBU.

33. THOMAS, S/O. PUN ATHARATHU THOMAS, SKARIA, KIZHAKOMBU.

34. SARAMMA, @ JESSY, D/O. PUNNATHARATHU THOMAS, SKARIA, KIZHAKOMBU.

35. ANNAMMA, @ JAYA, D/O. PUNNATHARATHU THOMAS, SKARIA, KIZHACOMBU.

36. BOARD OF RECEIVERS REP.BY THE CHAIRMAN, ST.JOHN'S ORTHODOX SYRIAN CHURCH, VADAKARA

ADDL. RESPONDENTS 37 TO 55 IMPLEADED

37. REV.FR.JOY., KADUKUMMAKKIL, S/O. LATE CHACKOCHAN, VICAR, ST.JOHN'S ORTHODOX SYRIAN CHURCH, VADAKARA.

38. KURIAKOSE, S/O. LATE ITTACK, KULAKKATT MADATHIL, KIZHAKOMBU.

39. SUNNY JOHN, LATE JOHN, NIRAPPUMELIL, KOOTHATTUKULAM.

40. KENNEDY HOHN, JOHN , THATTAMPARAYIL HOUSE, OLIAPURAM.

41. BABY GEORGE, S/O. LATE GEORGE, VALIYAKKUNNEL, OLIAPURAM

42. V.A.BABY, S/O. LATE ABRAHAM, THEKKUMKKATTIL, KIZHAKOMBU.

43. BINOY JOHN, S/O. YOHANNAN, THURUTHICATTIL , KIZHACOMBU.

44. CHERIYAN VARGHESE, S/O. CHERIYAN, MALIKAYIL OLIYAPURAM.

45. K.T.DAVID, S/O. THOMAS, SANTHOSH BHAVAN, KOOTHATTUKULAM.

46. JOHN JOSEPH, S/O. JOSEPH, EDAPPULASSERIL, KOOTHATTUKULAM.

47. T.C.JOHN, S/O.CHACKO, THEKKEPUTHIYEDATH, KIZHAKOMBU.

48. JOSEPH SKARIA, S/O.SKARIA, KOZHIKODE HOUSE, KOOTHATTUKULAM.

49. K.U.KURIAKOSE, S/O. LATE UANACHAN, KALLOLIKKAL, KOOTHATTUKULAM.

50. PAULOSE SKARIA, S/O. SKARIA, KADAMKULANGARA, OLIYAPURAM.

51. N.V.ROY, S/O. VARGHESE, NEDUVELIPUTHENPURAYIL, KIZHACOMBU.

52. SHAJI VARGHESE, S/O. VARGHES, PANAYARAMPILLIL, PYTTAKULAM, OLIYAPURAM.

53. M.M.SIBI, S/O. MANI,, MOLEPARAMBIL, KIZHAKOMBU.

54. THOMSON JACOB, S/O.JACOB, PYTTAKULAM, OLIYAPURAM.

55. TIJO GEORGE, S/O. GEORGE, KIZHAKOMBU, PUTHENPURAYIL, KARIMPANA

ADDL. RESPONDENTS 37 TO 55 ARE IMPLEADED AS PER ORDER DT. 27.9.05 IN IA. NO.7102/2005.

BY ADV. SRI.VARGHESE C.KURIAKOSE
SRI.B.GOPAKUMAR
SMT.CHINCY GOPAKUMAR
SRI.ASWIN GOPAKUMAR
SRI.SHAHUL HAMEED MOOPPAN
SRI.A.K.CHINNAN
SRI.S.SREEKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 08/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.338202004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER DT. 24.1.04.

EXT.P2:- COPY OF THE ORDER IN IA. 335 & 336/04 DT. 17.3.04.

EXT.P3:- COPY OF THE IA. NO.755/04 DT. 20.3.04.

EXT.P4:- COPY OF THE ORDER DT. 22.3.04.

EXT.P5:- COPY OF THE IA. NO.824/04 DT. 20.3.04.

EXT.P6:- COPY OF THE IA. 1305/04 DT. 2.5.04.

EXT.P7:- COPY OF THE WP(C) NO.17157/04 DT. 20.6.04.

EXT.P8:- COPY OF THE MEMO DT. 30.9.04.

EXT.P9:- COPY OF THE DEPOSITION OF P.S. 2 DT. 6.8.04.

EXT.P10:- COPY OF THE POSITION OF PS. 3 DT. 9.8.04.

EXT.P11:- COPY OF THE DEPOSITION OF P.W. 4 DT. 16.8.04.

EXT.P12:- COPY OF THE ORDER DT. 4.11.04.

/TRUE COPY/

P.A. TO JUDGE

tss

KURIAN JOSEPH, J.

W.P. (C). NO. 33820 OF 2004

Dated this the 8th day of August, 2007.

J U D G M E N T

The grievance essentially pertains to election of office bearers during the year 2004. Practically, nothing survives at this distance of time. Therefore, this writ petition is disposed of making it clear that in case the petitioner has still any grievance left, it will be open to the petitioner to approach the District Court.

KURIAN JOSEPH, JUDGE.

smp